

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

WP(C).No. 17309 of 2007(I)

AGAINST THE ORDER IN FDIA 751/2004 IN
OS.24/1957 of SUB COURT, QUILANDY
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PETITIONER:

1. K.P.CHANDRA MOHAN, S/O. GANGADHARAN,
RESIDING AT KAVILUM PARA, UNNIKKULAM AMSOM,
VALLIYOTH DESOM, KOYILANDY TALUK.
2. KUNDOOR RATNAMANI, W/O. CHANDRAMOHAN,
RESIDING AT KAVILUM PARA, UNNIKKULAM AMSOM,
VALLIYOTH DESOM, KOYILANDY TALUK.

BY ADV. SMT.PRABHA R.MENON
SRI.M.KRISHNAKUMAR

RESPONDENTS:

KAMALAKSHIYAMMA, D/O. KARTHIYAYANI,
MADATHIL VEEDU MAKKADA AMSOM, KOZHIKODE TALUK.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 07/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

M.N.KRISHNAN, J.

WP(C)No. 17309 OF 2007 I

Dated this the 7th June, 2007.

JUDGMENT

This writ petition is filed to permit the petitioner to serve notice on all the respondents in Exts.P1 and P2 by substituted service in the form of paper publication and affixture on the court house. Learned counsel for the writ petitioner submits that the respondents on whom prayer is made for effecting service by substituted service had remained ex parte in the final decree proceedings and as it is personally difficult to get the address of all these persons and effect personal service, the court may be pleased to order service of notice by substituted service. The learned counsel had also invited my attention to Ext.P4 final decree.

2. Taking into consideration the voluminous number of parties involved in the matter and the urgency for a disposal of Exts.P1 and P2, I feel it just and proper to direct the court below to permit the petitioners to effect service on the respondents by paper publication and affixture in the court house. Therefore the writ petition is disposed of as follows:-

3. The court below is directed to permit the petitioners to take out notice to the respondents by

substituted service i.e by publication in Mathrubhoomi daily having circulation in Quilandy Taluk and also by publication in the premises of the court house.

M.N.KRISHNAN
Judge

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